

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

FILED

MAR 28 2024

CLERK, U.S. BANKRUPTCY COURT
WEST DIST. OF PENNSYLVANIA

In re:

Bernice Warfield	:	Case No: 22-21446-CMB
Detor(s)	:	Chapter 13
	:	
DH&K inc. Donald Scott	:	
Movant	:	Related to Documents 70,77,78,79,80
Vs.	:	Hearing Matters
Bernice Warfield, Tamar Warfield, Rhonda :		
J. Winnecour, Trustee		
Respondent(s)		

**MOVANTS RESPONSE AND MATTERS TO THE TRUSTEES RESPONSE TO THE COURT
AND REGARDING (1) DISMISS OR CONVERT BANKRUPTCY CASE AND (2) DETERMINE
MR. SCOTT'S LUMP SUM PAYMENT TO THE BANKRUPTCY COURT. OWNERSHIP.**

TO THE RESPONDENTS(s) AND HONORABLE COURT:

1. DH&K inc/Donald Scott (hereafter) { Scott} Mr. Scott loaned \$20,676. To Miss Tamar S. Warfield (hereafter) {Tamar} . Tamar told Scott that she was in financial trouble and if Scott could help her. Tamar said she needed to borrow \$20,676. By February

22,2024, a Friday even though she told the trustee she already had it, (Untrue) Scott told

Tamar that he had to go to two other banks to get that amount. Albeit noon Feb. 22nd

Scott texted/called Tamar that I had the money and she told Scott that it had to be in a

cashier check, with the trustee's name. Scott told the teller at dollar bank in Penn Hills

branch teller typed the name Rhonda J. Winnecour and typed Tamar Warfield

Bankruptcy in the memo. See DOC# 1

The loan was that a loan for her bankruptcy see DOC# 2 (text between Scott and Tamar)

2. Tamar told the trustee that the money came from her deceased fathers gun collection,

but Scott understanding that Tamar has a felony and couldn't DOC#3 . Tamar was untrue and

never told Scott that was her intention . Tamar is habitual liar.

3. Tamar asked for the loan from Scott knowing it was theft by deception.

4.Scott attended Ms. Bernice Warfield and Tamar fathers Funeral. And didn't know anything about Tamar financial troubles. DOC#3a

5. Tamar borrowed \$5,000. A couple days before the bankruptcy loan, to remodel the 20

Thornecroft Rd. house and her check bounced and still bouncing ! and after Tamar didn't repay Scott's \$20,676. When her 401K check never materialized. Thats when Scott

started investigating Tamar, and found out everything and was all but lies and fraudulent .

See DOC#4 This movant request that the Honorable Court dismiss the amended plan also (i)(j) and withdraw trustees fee application as Scott didn't hire him and should benefit from the poisoned tree.

6. Response of dismissal conversion of case.

Scott lump sum payment is exclusive from the secured and unsecured assets . The representative of the probate estate (Tamar)'s statement to the trustee is not accurate at all ,a matter of fact she has perjured herself many times to this court. There should be no delay for the creditors and dismiss this case and refund Mr. Scott's money \$25,676. In full because the whole action was fraudulently initiated by Tamar and this is theft by deception ,by a criminal Tamar Warfield.

the court has the trustees own words "was not disclosed statement of financial affairs" because it is FRAUD by Tamar and that is problematic. The fruit is bad because the tree is rotten. If the independent trustee investigator check on Tamar internal revenue service job description, that investigator would understand those fraud actions came in her fruition.

7&8. The conversion is not in Scotts best interest as chapter 7 would take who knows how long and this would prejudice Scott. There should be an investigation by an independent trustee also an IRS investigator at Tamar's job.

The value of the assets should be appraised as Scott knows that the \$240.00 house is not going to reach that number of the 20 Thorneycroft rd. Property DOC#5-10 and the 2019 -20 chevy Trac car.

Scotts unsecured/secured claim was timely and was filed 30days before the court April hearing. The \$2,819.31 trustee fee should be attached to the secured assets , not Mr. Scotts lump sum.

9. The court should retain jurisdiction pursuant to s349 over Scott lump sum.

10. The trustee does understand Scott intention that it was a loan in the amount of \$20,626. Cashier check with memo on it Also , the phone text that Tamar promised to repay the loan to Scott DOC# 2 Tamar misrepresented the court and Scott and he had no ideal that the loan on the chapter 13 was a violation and that Tamar penalty under perjury, perjured herself. Only after Tamar bounced the house remodeling \$5,000. Check and after Tamar didn't repay Scotts \$20,676. When her 401K check never materialized. DOC# 15-A

11-13. The trustee did understand that Tamar perjured herself under penalty and i hope that the Honorable Court, punishes Tamar to the fullest extent of the courts power.

At the point of the transaction occurred, it was at that point illegal and Tamar perjured herself and gave the bankruptcy estate Scott's loan cashier check. Scott's deal was with Tamar Warfield and she is co/owner or as it is, the only owner of the estate/property/assets. The trustee wrote(12) (He could have, but did not, seek an order of the bankruptcy court to approve the loan with such terms and conditions as he might have). First, Scott is not an attorney and the trustee cannot know what Scotty would do. Scotty did submit documentation, Doc 14- , phone text, and in his objection, cashier check memo, also the bank teller, telling him what the check was for. This is not a Nunc pro Tunc because there wasn't any correction or earlier ruling on Scott's objection or his lump sum.

The problematic loan was that Tamar Warfield lied to Scott from the start and took advantage of Scott is over 60 years old and a service connected disabled veteran, doc 16, and have only known Tamar less than 4 years and is in the friend zone relationship only. The real issue in the Trustee's motion, if he can persuade the court to distribute my(Scotty) lump sum minus the trustee's monies, \$2,819.31 and Scotty believes this is the fruit of the poisonous tree from the word go When Tamar signed the fraudulent Affairs, transfer, defaulted repayment. Scott did not hire the trustee or signed any contract, but trustee wants my money. Misrepresentation under penalty of perjury verified statement Tamar signed and dated(17), sold a gun collection without any sales proof, background, cert, etc., and the amount happens to be the same amount my cashier check, come on, Tamar Warfield has played me and the court with her narcissistic games and now caught up on all her lies. Again, check her Internal Revenue Service job description, she is probate/tax estate agent downtown, 412-209-4461.

14. If the case is dismissed which Scott requests, in default of any response or other resolution of this motion, that the court order that the whole lump sum is not an estate asset and that the funds shall be distributed immediately to Mr. Scott.

Wherefore, Movant Request an order granting the above requested relief.

DH&K INC

 3/25/24

Donald Scott

Movant

600 GRANT STREET
PITTSBURGH,PA. 15219

JUDGE CARLOTA M. BOHM
COURTROOM B,54 TH FL
US STEEL TOWER 600 GRANT ST
PGH. PA 15219

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

Bernice Warfield : Case No: 22-21446-CMB

Detor(s) : Chapter 13

:

DH&K inc. Donald Scott :

Movant : Related to Documents 70,77,78,79,80

Vs. : Hearing Matters

Bernice Warfield, Tamar Warfield, Rhonda :

J. Winnecour,Trustee

Respondent(s)

ORDER OF COURT

AND NOW , THIS _____ DAY OF _____ ,2024, UPON
CONSIDERATION OF THE MOTION TO DISMISS BANKRUPTCY CASE ABOVE

2. THAT MR. SCOTT LUMP SUM BE RETURNED ASAP IN FULL
3. TRUSTEE SHALL DISTRIBUTE THE \$20,676. LUMP SUM PAYMENT AND NO TRUSTEE FEES. THE MOVANT DID FILE HIS OBJECTION ON TIME.
4. SUBJECT TO THE COURTS RETENTION OF JURISTDICTION IN ACCORDANCE WITH §349 OVER THE DISTRIBURTION OF THE LUMP SUM PAYMENT ASDESCRIBED ABOVE, THE Bankruptcy Case is dismissed.

U.S. BANKRUPTCY JUDGE

Donald Scott

Movant

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

Bernice Warfield : Case No: 22-21446-CMB

Detor(s) : Chapter 13

:

DH&K inc. Donald Scott :

Movant : Related to Documents 70,77,78,79,80

Vs. : Hearing Matters

Bernice Warfield, Tamar Warfield, Rhonda :

J. Winnecour, Trustee

Respondent(s)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT ON THE MARCH 25, 2024 , I SERVED ONE TRUE AND CORRECT COPY OF THE FOREGOING MOTION ON THE FOLLOWING PARTIES IN INTEREST BY UNITED STATES FIRST CLASS MAIL ADDRESS AS FOLLOWS:

OFFICE OF THE U.S. TRUSTEE

1000 LIBERTY AVENUE, SUITE 1316

PITTSBURGH PA 15222

BERNICE WARFIELD

20 THORNYCROFT ROAD

PITTSBURGH PA 15235

TAMAR WARFIELD

20 THORNYCROFT ROAD

PITTSBURGH PA 15235

BRYAN P. KEENAN, ESQUIRE

993 GREENTREE ROAD, SUITE 201

PITTSBURGH PA 15220

/S/ROSA M. RICHARD

OFFICE OF CHAPTER 13 TRUSTEE

US STEEL TOWER-SUITE 3250

600 GRANT STREET

PITTSBURGH PA 15219

412-471-5566

CMECF@CHAPTER13TRUSTEEWDPA.COM

RONDA J. WINNECOUR,

CHAPTER 13 TRUSTEE, W.D. PA

U.S. STEEL TOWER-SUITE 3250

UNSWORN VERIFICATION

I, DONALD SCOTT - DHAKIN verify that the statements made in the foregoing pleading are true and correct to the best of my knowledge, information, and belief. I understand that any false statements made herein are subject to the penalties of 18 PA. C.S.A. §4904, relating to unsworn falsification to authorities.

3/28/24
DATE


SIGNATURE



Cashiers Check

01101493

02/22/2024

8-7438/2430
23

PAY TO THE
ORDER OF Ronda J. Winnequin ***** \$ ****20,676.00

AMOUNTS OVER \$5,000 REQUIRE TWO SIGNATURES - VOID AFTER 60 DAYS

This document has a colored background, full front and a backside outline watermark, absence of these features will indicate a copy.

DOLLAR BANK \$20,676 dols 00 cts

DollarBank
Since 1855

Garar Warfield Bankruptcy

Shuanne Arnold
AUTHORIZED SIGNATURE(S)

⑈01101493⑈ ⑆243074385⑆ 0908000318⑈



Memo

Doc #1

11:23

5GUC 83%

<  **Tami New Cell** ▾ ⋮

?????

4:27 PM

**I will do my
best**

**But i will
pay you ALL
OF YOUR
MONEY**

4:37 PM



Doc #2

11:24

5GUC 82%

< **Tami New Cell** ▾ ⋮

**U promised
me u will
pay the
5,000.
Tomorrow,
right.**

4:02 PM

Right

4:03 PM

▾



Doc # 2

[Query](#) [Reports](#) [Utilities](#) [Help](#) [Log Out](#)

CLOSED

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Corpus Christi)
CRIMINAL DOCKET FOR CASE #: 2:94-cr-00036-1**

Case title: USA v. Warfield

Date Filed: 03/09/1994

Magistrate judge case number: 2:94-mj-00027

Date Terminated: 01/20/1995

Assigned to: Judge Janis Graham Jack

Defendant (1)

Tamar Shelby Warfield
TERMINATED: 01/20/1995

represented by **Mauro L. Reyna, III**
Attorney at Law
P O Box 969
Pensitas, TX 78576
956-584-7822
Fax: 956-584-0395
Email: mlreyna@aol.com
TERMINATED: 01/20/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

21:846, 841(a)(1), 841(b)(1)(B)- Conspire to possess w/intent to distribute approx. 27 kilograms of marihuana, 498 grams of cocaine and 15 grams of a mixture having a cocaine base (also known as "crack").
PENALTY- 5 yrs to 40 yrs impris. and/or \$2,000,000 fine and at least 4 yrs SRT w/out probation, suspended sentence or parole and a \$50.00 special assmt.
(4)

Disposition

Cnt-4 60 mos Probation; \$50 SA, \$500 fine

Highest Offense Level (Opening)

Felony

Terminated Counts

21:841(a)(1), 841(b)(1)(D), and 18:2- Unlawful possession w/intent to distribute approx. 27 kilograms of marihuana.
PENALTY- Maximum- 5 yrs impris. and/or \$250,000 fine and at least 2 yrs SRT and a

Disposition

Dismissed on Govt's Mtn

Doc # 3

Celebration of Life



Charles Warfield, Jr.

- January 11, 2023



Bernice Warfield

- January 18, 2023

*Tuesday, January 31, 2023
10:00 a.m.*

*Pentecostal Temple Church of God in Christ
6300 East Liberty Blvd., Pittsburgh, PA 15206
Pastor Barbara J. Mann*

Pennsylvania
visitPA.com USA

IDENTIFICATION CARD



IDN:

DUPS 01

DOB:

EXP: 04/30/2022

ISS 02/13/2018

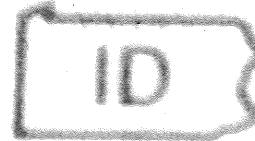
WARFIELD
TAMAR S

20 THORNYCROFT RD
PITTSBURGH, PA 15231

SEX: F EYES: BRO
HGT: 5'-02"

Tamar S. Warfield

DD 1811001507201
400000059300



Doc # 3A

TAMAR S WARFIELD
AARON G PAYNE
20 THORNYCROFT RD
PITTSBURGH, PA 15235-4942

1267

Feb 21, 2024

3.83222430
01

CHECK 48009

PAY TO THE
ORDER OF

Donald Scott

\$500.00

five thousand dollars

DOLLARS



00000000000000000000

CLEARVIEW
FEDERAL CREDIT UNION

MEMO

Tamar S. Warfield

1267

Doc # 4:

TAMAR S WARFIELD
AARON G PAYNE
20 THORNYCROFT RD
PITTSBURGH, PA 15235-4942

1267

8-8323/2430

01

 CHECK AARON

DATE

Feb 21, 2024

PAY TO THE
ORDER OF

\$ 5000.00

DOLLARS



Photo
Safe
Deposit
Check on hand

Five thousand dollars

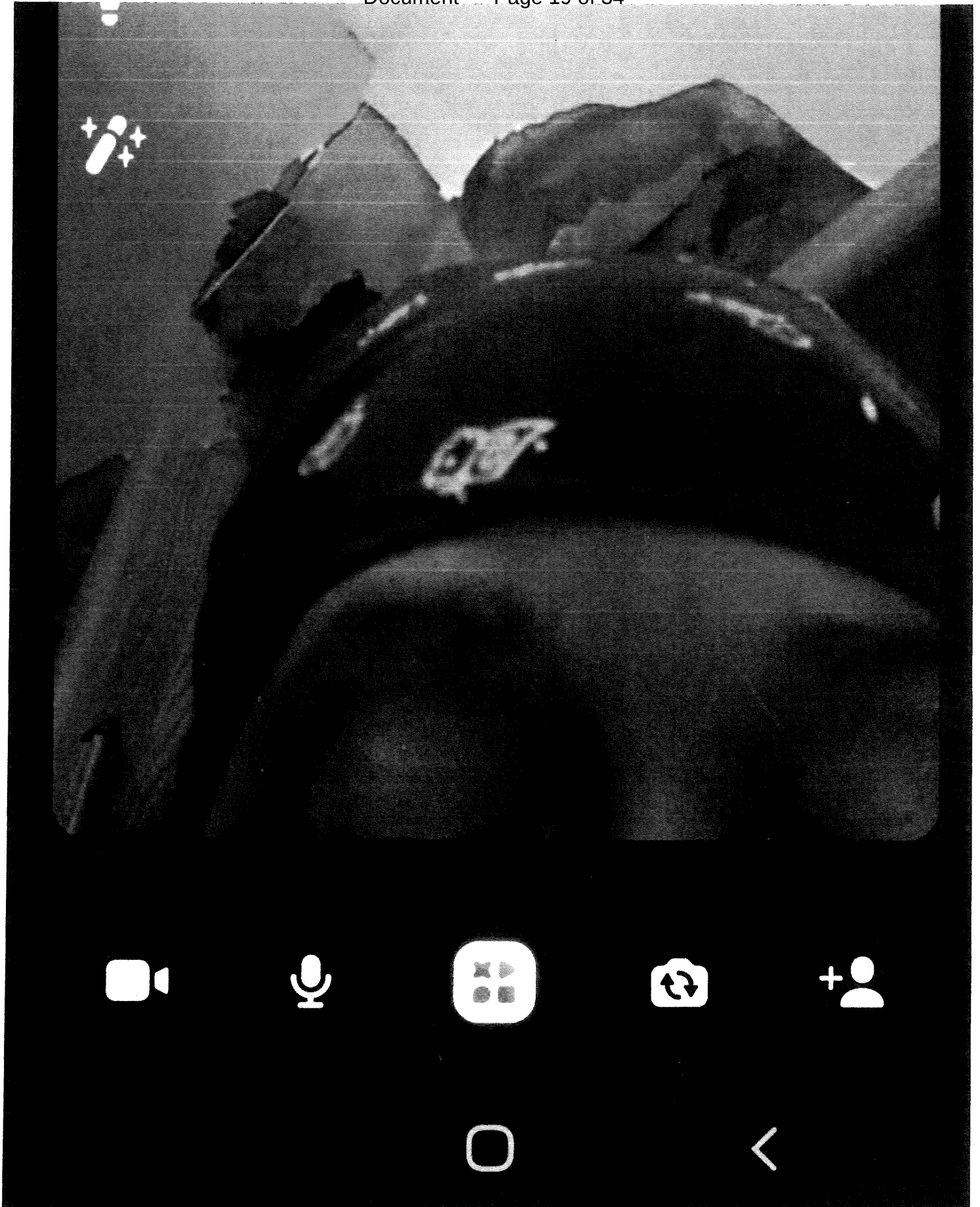
CLEARVIEW
FEDERAL CREDIT UNION

MEMO

Tamar S. Warfield

1267

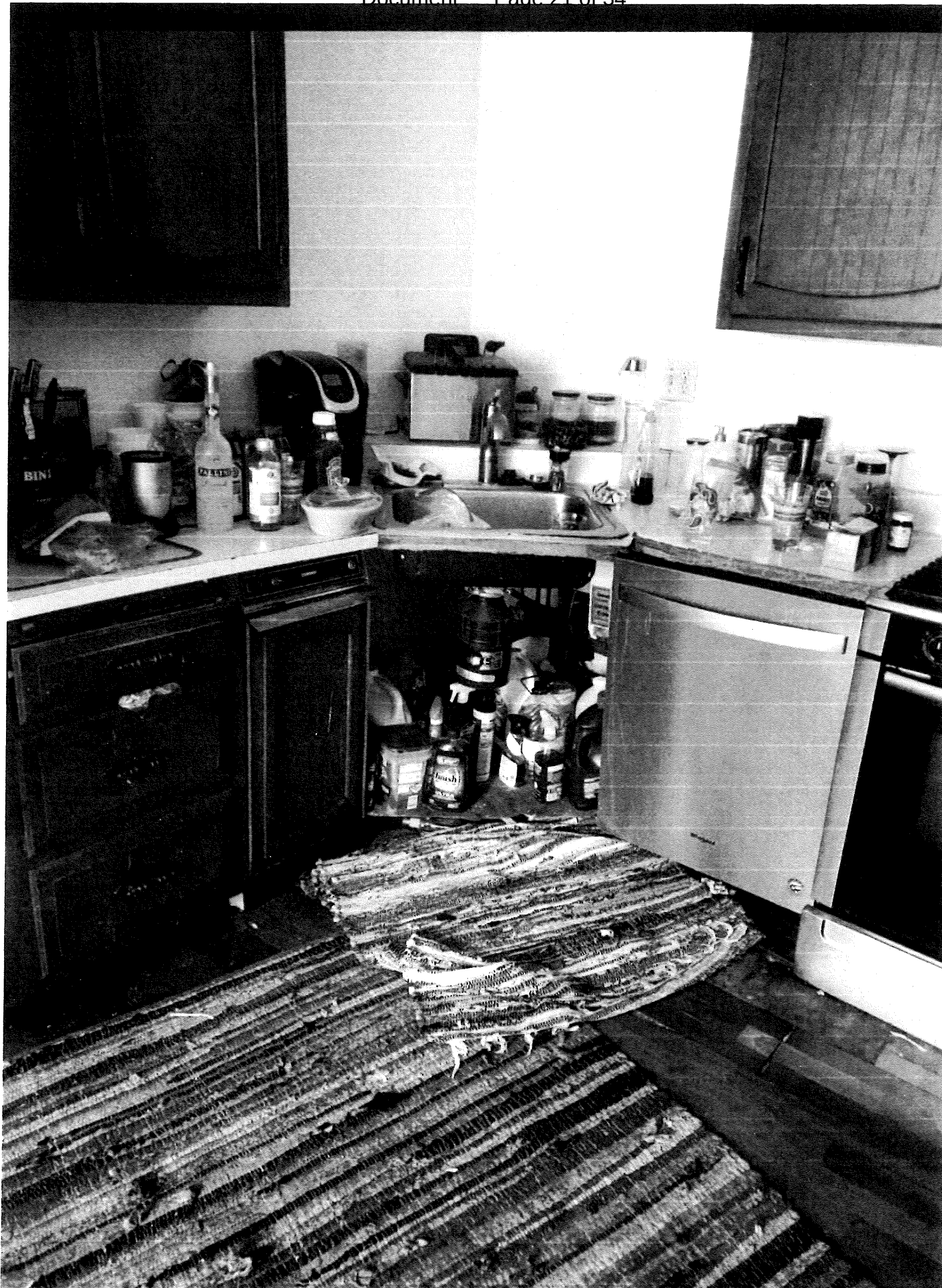
Doc #4A



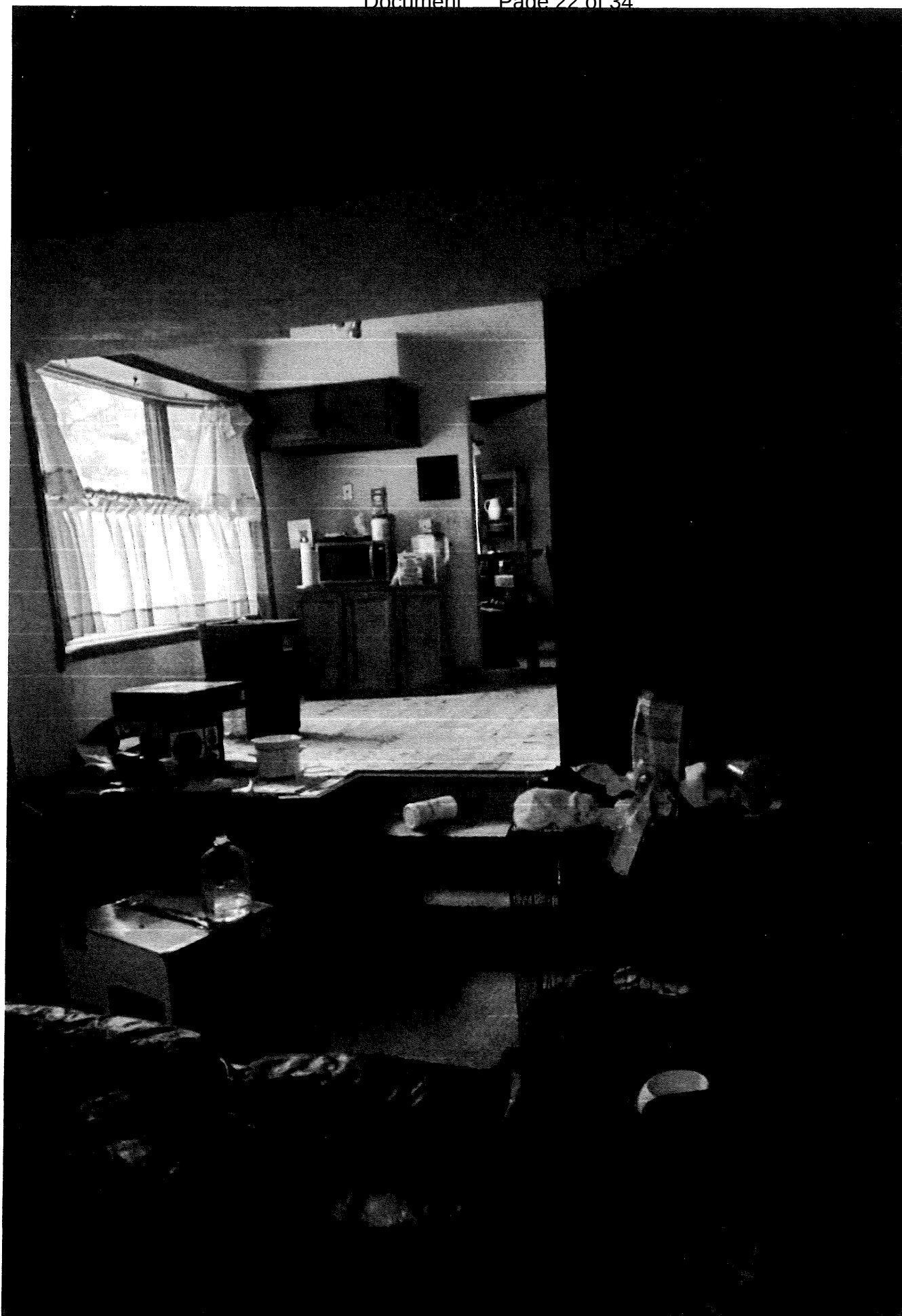
2024 Tamar-bedroom, AND DRYWALL Like THIS The whole house
ceilings from Leaking Roof



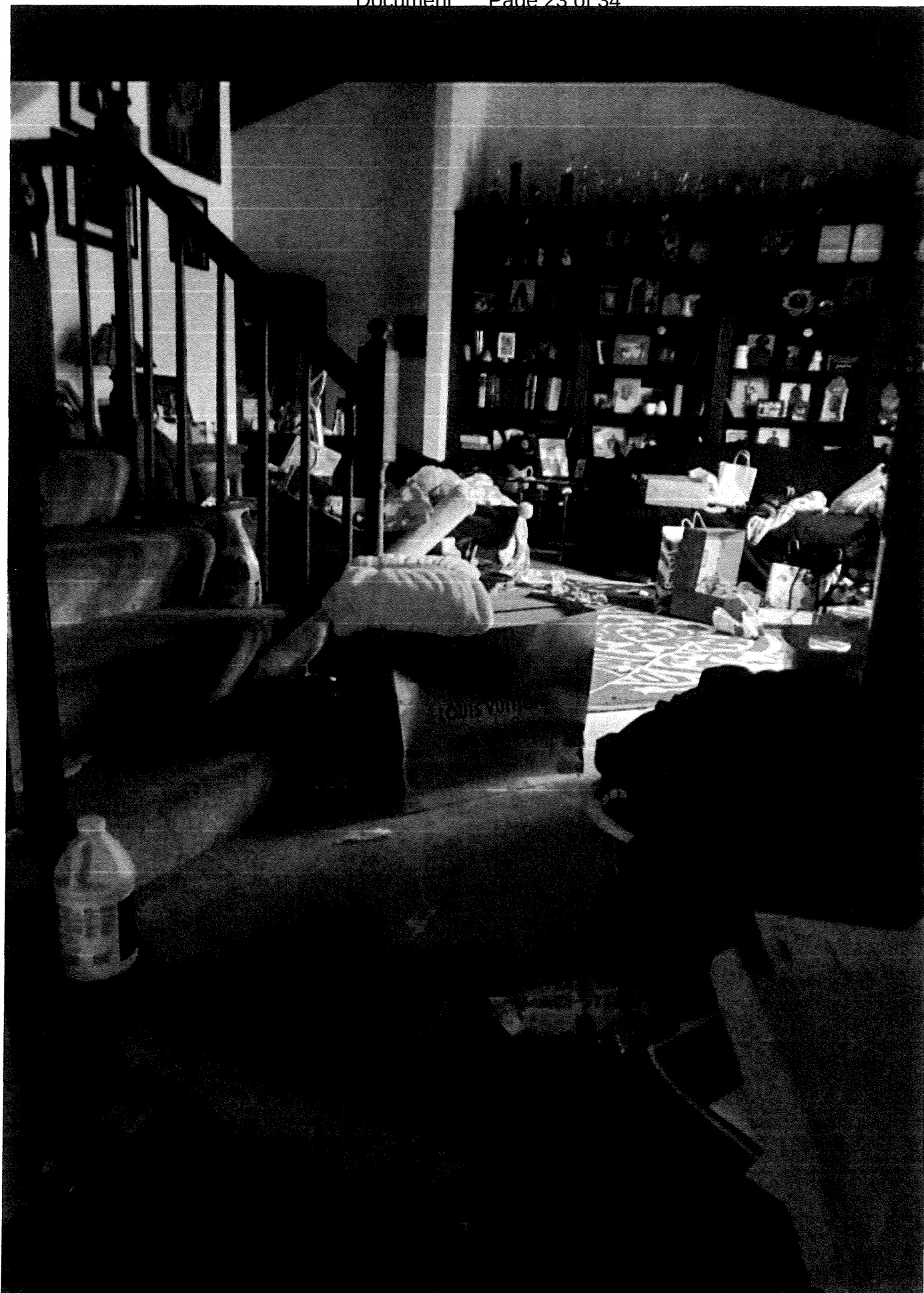
The whole House FLOOR is 5yrs Floor LAST 3yrs



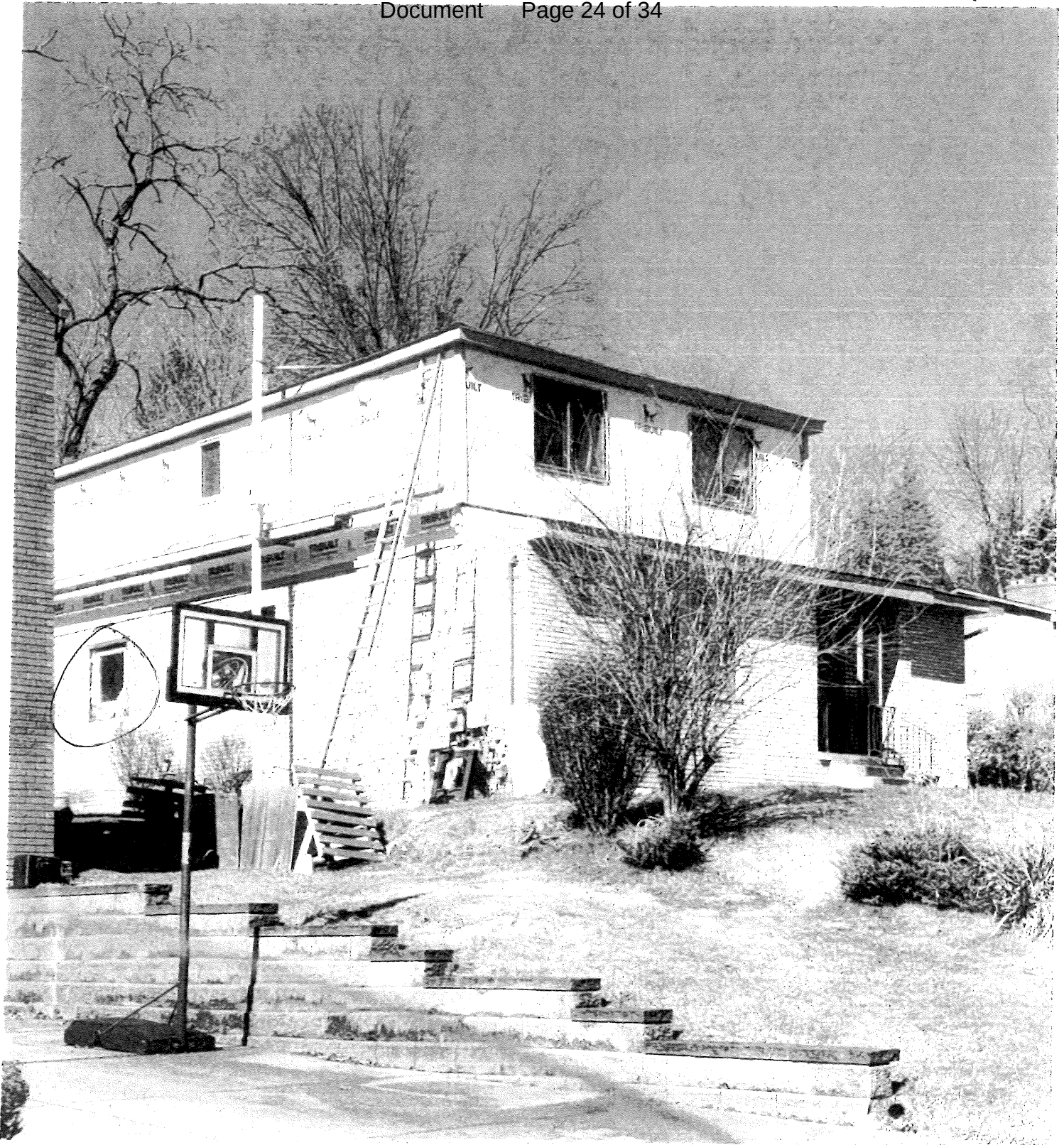
Picture says it all



Picture says it all



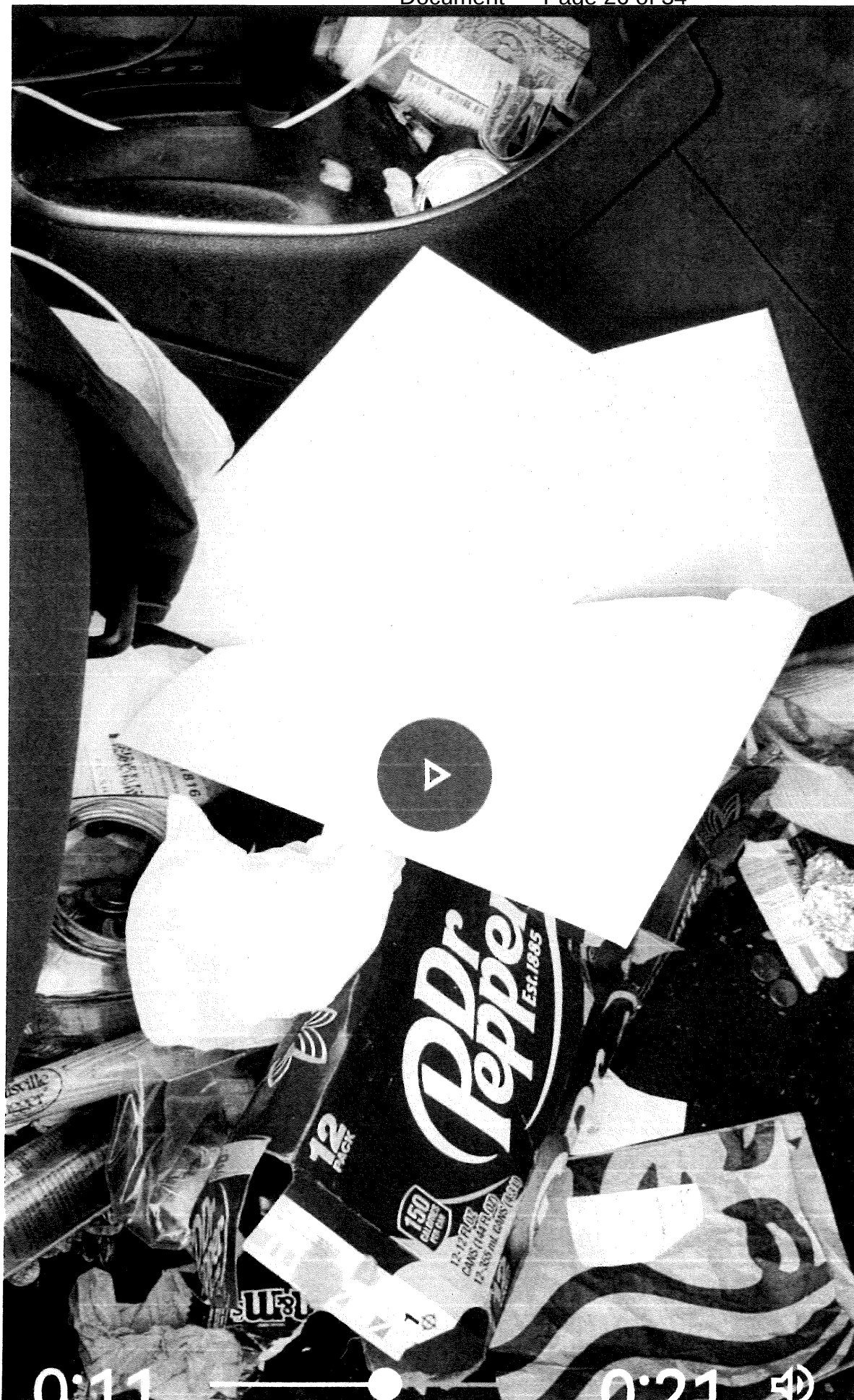
Living Room, NO CARPET NOW, All sub FLOOR



3 unfinished window(s) RAIN HAVE BEEN RUNNING
IN THEM FOR 2 YRS



TAMAR Chevy TRAC CAR



Picture says it all HARDEN

Doc # 9



chevy
TRAX
CAR

ASSET

Doc #570



CAR
ASSET

0:15

0:21



Doc# 14

Fill in this information to identify the case:

Debtor 1 _____
Debtor 2 _____
(Spouse, if filing)
United States Bankruptcy Court for the: _____ District of _____
Case number 22-21446-CMB

Official Form 410

Proof of Claim

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?

DH&K INC - DONALD SCOTT

Name of the current creditor (the person or entity to be paid for this claim)

Other names the creditor used with the debtor _____

2. Has this claim been acquired from someone else?

☒ No

☐ Yes. From whom? _____

3. Where should notices and payments to the creditor be sent?

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?

DONALD SCOTT - DH&K INC

Name

465 FLAMINGO AVE

Number

Street

Penn Hills Pa

City

State

ZIP Code

Contact phone

412 608 4388

Contact email

SCOTTYTHEBODY696@gmail.com

Where should payments to the creditor be sent? (if different)

DONALD SCOTT

Name

465 FLAMINGO AVE

Number

Street

Penn Hills Pa

City

State

ZIP Code

Contact phone

SAME

Contact email

Uniform claim identifier for electronic payments in chapter 13 (if you use one):

NA

4. Does this claim amend one already filed?

☒ No

☐ Yes. Claim number on court claims registry (if known) _____

Filed on

MM / DD / YYYY

5. Do you know if anyone else has filed a proof of claim for this claim?

☒ No

☐ Yes. Who made the earlier filing? _____

Doc #15

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF ALLEGHENY



Civil Action Hearing Notice

Mag. Dist. No: MDJ-05-2-06
MDJ Name: Honorable Anthony L. DeLuca
Address: 85 Universal Road
Pittsburgh, PA 15235
Telephone: 412-731-0100

DH&K Inc, Don Scott
v.
Tamar Warfield

DH&K Inc, Don Scott
465 Flamingo Ave
Pittsburgh, PA 15235

Docket No: MJ-05206-CV-0000158-2024
Case Filed: 3/11/2024

Your Role: Plaintiff

A civil complaint has been filed against you in the above captioned case.

A Civil Action Hearing has been scheduled to be held on/at:

Date: Wednesday, May 8, 2024	Place: Courtroom: MDJ-05-2-06 85 Universal Road Pittsburgh, PA 15235 412-731-0100
Time: 10:05 AM	

Notice To Defendant

If you intend to enter a defense to this complaint, you should so notify this office immediately at the above telephone number.

You must appear at the hearing and present your defense. Unless you do, judgment may be entered against you by default.

If you have a claim against the plaintiff which is within magisterial district judge jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

Pursuant to Pa.R.Civ.P.M.D.J. 342(B)(2), no claim by the defendant will be permitted in a supplementary action filed for failure of judgment creditor to enter satisfaction.

Notice To Plaintiff

Pursuant to Pa.R.Civ.P.M.D.J. 318, you or your attorney will be notified if the defendant gives notice of his/her intention to defend.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.



Doc #154

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF ALLEGHENY



CIVIL COMPLAINT

Mag. Dist. No: MDJ-05-2-06
MDJ Name: Honorable Anthony L. DeLuca
Address: 85 Universal Road
Pittsburgh, PA 15235
Telephone: 412-731-0100

PLAINTIFF: NAME and ADDRESS
DHAKIND, DON SCOTT
465 FLAMINGO AVE
PIT. PA 15235
V.
DEFENDANT: NAME and ADDRESS
TAMAR Warfield, estate of Bernice Warfield
20 THORNYCROFT RD
Churchill PA 15235

	AMOUNT	DATE PAID
FILING COSTS	\$ 201.75	MAR 11 2024
POSTAGE	\$ 4.28	1 11
SERVICE COSTS	\$	1 11
CONSTABLE ED.	\$	1 11
TOTAL	\$ 211.03	1 11

Docket No: CV 158-24
Case Filed: MAR 11 2024

Pa.R.C.P.M.D.J. No. 206 sets forth those costs recoverable by the prevailing party.

To The Defendant: The above named plaintiff(s) asks judgment against you for \$ 5,000.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

ON Feb 21, 2024 The Defendant Borrowed \$5,000.00 Dollars For Remodeling of her House. Defendant Assured That she would Repay in two days with cash AND Tear up Her check, on The 23rd Feb 2024 The Debt. didnt pay at all AND AS of This filing she HAS NOT REPAYED The LOAN. matter fact her check #1267 is still Bouncing.

I, DON SCOTT verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

(Signature of Plaintiff or Authorized Agent)

The plaintiff's attorney shall file an entry of appearance with the magisterial district court pursuant to Pa.R.C.P.M.D.J. 207.1

If you intend to enter a defense to this complaint, you should notify this office immediately at the above telephone number. You must appear at the hearing and present your defense. Unless you do, judgment may be entered against you by default.

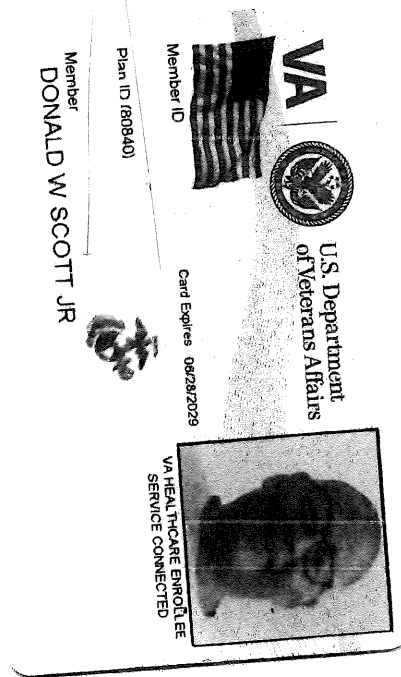
If you have a claim against the plaintiff which is within the magisterial district judge jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

MAR 11 2024



Doc # 16



DONALD SCOTT
465 FLAMINGO AVE
PITTSBURGH, PA 15235

C14342P

0920.26

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In Re:)	Case No. 22-21446-CMB
Bernice Warfield)	Chapter 13
Debtor)	Document No.
Tamara Warfield)	
Movant)	
v.)	
No Respondent)	

VERIFIED STATEMENT

I, **Tamara Warfield**, hereby affirm and attest that on February 22, 2024 I mailed a payment of \$20,681.00 to the Chapter 13 trustee to help cure the post petition arrears.


I am the co-owner of the property located at 20 Thornycroft Road Pittsburgh, PA 15235, which is why I reside.

The source of these funds was from the sale of my deceased fathers guns collection. This was not a loan.

I certify under the penalty of perjury that the above is true and correct.

Signature(s)

Date: March 7, 2024

/s/ 
Tamara Warfield (Debtor)

Doc
#17

Donald Scott
465 Flamingo Ave
P.H. R
15235

Retail



RDC 99



15219

U.S. POSTAGE PAID
FCM LG ENV
PITTSBURGH, PA 15221
MAR 25, 2024

\$2.83

R2304Y122784-23

Honorable Judge Carlot
Courtroom B, 54th Fl
US Steel Tower 600
Pg 4 R 15219